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NEW DELHI, SATURDAY, APRIL 8, 1950

NOTICE

The undermentioned Gazettes of India Extraordinary were published during the week ending the 3rd April 1950 :—

S. No.	No. and Date	Issued by	Subject
1	No. 19-P(123)/49, dated the 27th March 1950.	Ministry of Transport	Appointment of the West Coast Major Port Development Committee.
2	No. 311-M.III(4)/47, dated the 30th March 1950.	Ministry of Commerce	Cancellation of the late Commerce Department notification No. 311-M. II (b)/37, dated the 27th March 1937.
3	No. 3741-BIL/50, dated the 31st March 1950.	Ministry of Finance	Rules of the Consolidated Fund of India.
	No. 1(4)/WP(1), dated the 31st March 1950.	Ministry of Industry and Supply	Constitution of Working Parties to enquire into and report on the Cotton Textiles, Heavy Engineering Coal and Sugar industries.
	No. 51-TAG(6)/50, dated the 1st April 1950.	Ministry of Transport	The Delhi Road Transport Authority (Motor Vehicles Insurance Fund) Rules, 1950.
	No. 34-T/A(22)/50, dated the 1st April 1950.	Ministry of Commerce	Declaration of the Portuguese Settlements of Goa, Daman and Diu to be foreign territories for the purposes of Section 5 of the Indian Tariff Act, 1934 and the levy of duty of customs on articles imported from or exported to the said Settlements.
	No. 25, dated the 1st April 1950	Ministry of Finance (Revenue Division)	Defining the customs frontiers of India as the geographical frontiers of India excluding the State of Jammu and Kashmir.
	Nos. 28, 29, 30, 31, 32, 35, 36 & 37, dated the 1st April 1950.	Central Board of Revenue	Relating to Land Customs.
	No. 8, dated the 1st April 1950	Ditto	Further amendments in the Central Excise Rules, 1944.

Copies of the Gazettes Extraordinary mentioned above will be supplied on indent to the Manager of Publications, Civil Lines, Delhi. Indents should be submitted so as to reach the Manager within ten days of the date of issue of this Gazette.

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PART I—Section 1

**Notifications relating to Non-Statutory Rules, Regulations and Orders and Resolutions issued
by the Ministries of the Government of India (other than the Ministry of Defence)**

PARLIAMENT SECRETARIAT*New Delhi, the 31st March 1950*

No. F.16-III/50-L.B.—Shri R. K. Shanmukham Chetty, an elected member of Parliament from Madras, has resigned his seat in Parliament with effect from the 28th March, 1950.

M. N. KAUL, Secy.

MINISTRY OF HOME AFFAIRS*New Delhi, the 29th March 1950*

No. 16/18/49-Public.—In supersession of the Ministry of Home Affairs Notification No. 16/10/48-Public, dated the 16th October, 1948, the following revised table with respect to the rank and precedence of persons named therein is published for general information.

1. President of India.
2. Prime Minister of India.
3. Governors of Part A States, Maharajpramukh of Rajasthan, Rajpramukhs of Unions of States and Rulers of Hyderabad, Mysore and Jammu and Kashmir, within their respective charges.
- 3A. Rulers of States with a salute of 17 guns and above (within their States).
4. Ambassadors accredited to India.
- High Commissioners of Commonwealth Governments in India.
- 4A. The Honourable Sardar Vallabhbhai Patel (whilst holding the post of Deputy Prime Minister)
5. Chief Justice of India.
- Speaker of Parliament.
6. Ministers of the Union of India.
- 6A. Governors of Part A States, Maharajpramukh of Rajasthan, Rajpramukhs of Unions of States and Rulers of Hyderabad, Mysore and Jammu and Kashmir, outside their respective charges.
- 6AA. Rulers of States with a salute of 17 guns or over (outside their States).
- 6AB. Chief Ministers of Part A States in their respective States.
- 6AC. Rulers of States with a salute of 15 guns or 13 guns.
- 6AD. Chief Ministers of Part B States within their respective charges.
- 6B. Ministers Plenipotentiary and Envoys Extraordinary.
7. Shri B. N. Rau.
- Shri Girja Shankar Bajpai (whilst holding the post of secretary-General of External Affairs Ministry).
- Ambassadors of India.
- Visiting Ambassadors and Ministers Plenipotentiary.
- Shri V. P. Menon—Ministry of States.
- Visiting High Commissioners for India.
8. Charge d' Affaires a pied.
- Charge d' Affaires ad interim.
9. Judges of the Supreme Court of India.
- 9A. Chiefs of Staff and Commander-in-Chief, provided they hold the rank of full General or equivalent rank.
10. Chief Ministers of Part A States outside their States.
- Ministers of State for the Union of India.
- 10A. Chief Ministers of Part B States outside their charges.

11. Chief Justices of High Courts.

Chairmen of Legislative Councils in Parts A and B States.

Speakers of Legislative Assemblies in Parts A and B States.

12. Chiefs of Staff and Commander-in-Chief, provided they hold the rank of Lieutenant General or equivalent rank.

12A. Rulers of States with a salute of 11 or 9 guns.

12AA. Ministers of Parts A and B States.

Deputy Ministers for the Union of India.

Shri R. K. Patil, Commissioner for Food Production, Government of India

13. Comptroller and Auditor-General of India.

Chairman, Union Public Service Commission.

14. Chief Judges of Chief Courts.

Puisne Judges of High Courts

15. Officers of the rank of full General or equivalent rank

Chief Commissioner of Railways.

*Secretaries to the Government of India (including Secretary to the Cabinet, Principal Private Secretary to the Prime Minister and Secretary to the Department of Scientific Research.

Shri Mehar Chand Khanna, Rehabilitation Advisor.

Attorney General of India.

Officiating Chiefs of Staff and Commanders-in-Chief holding the rank of a Major-General or equivalent rank.

Chief Commissioner, Delhi, within his charge.

16. Members of the Railway Board.

Financial Commissioner of Railways.

Ministers other than Ministers Plenipotentiary and Envoys Extraordinary

Officers of the rank of Lieutenant General or equivalent rank.

Commodore Commanding, Royal Indian Naval Squadron.

17. Deputy High Commissioners of Commonwealth Governments in India stationed in Delhi.

Chief Commissioners of Himachal Pradesh, Bhopal, Andaman and Nicobar Islands and Kutch within their respective charges.

Additional Secretaries to the Government of India.

President, Indian Tariff Board.

Chairman, Central Electricity Commission.

Chairman, Central Waterpower, Irrigation and Navigation Commission.

Judges of Chief Courts.

Vice Chairman of the Indian Council of Agricultural Research

Financial Adviser, Ministry of Finance (Defence).

Chairman, Central Board of Revenue.

1PSOs of Armed Forces of the rank of Major-General or equivalent rank

18. Chairman, Public Service Commission of a State.

Chief Secretaries to Governments of Part A States.

Financial Commissioners.

Counsellors of Foreign Embassies and Legations.

Counsellors attached to High Commissioners.

Members of the Union Public Service Commission

Deputy High Commissioners of Commonwealth Governments in India other than those stationed in Delhi.

19. Chief Controller of Road Transport and Development, Ministry of Transport.

Visiting foreign and British Ministers other than Ministers Plenipotentiary and Envoys Extraordinary.

Director-General, Health Services.

Director-General, Posts and Telegraphs.

Director, Central Bureau of Intelligence and Investigation.

General Managers of Railways.

Establishment Officer to the Government of India.

Joint Secretaries to the Government of India (including Joint Secretary to the Cabinet).

Officers of the rank of Major General or equivalent rank.

Surveyor General of India

Members of the Indian Tariff Board.

Senior Trade Commissioners and other Officers of the rank of Counsellors to High Commissioners of Commonwealth Governments in India.

Director-General of Civil Aviation in India.

Surgeons-General.

Director-General of Industry and Supply.

Members of a Board of Revenue.

Director-General of Ordnance Factories.

RIN, Commodores-in-Charge, Naval Ports or Areas.

RIAF, Group Commander(s) of the rank of Air Commodore.

† PSOs of the Naval and Air Headquarters of Commodore and Air Commodore ranks.

Chief Commissioners of Delhi, Himachal Pradesh, Bhopal, Andaman and Nicobar Islands and Kutch outside their respective charges.

Chief Commissioner, Ajmer, both within and outside his charge.

Director-General, All India Radio.

NOTE:—This warrant will not affect the precedence enjoyed by Rulers etc. within Indian States and Unions of States by virtue of local usage and custom; nor will it

affect the local precedence *inter se* of Rulers as in force immediately before 15th August 1947.

*The officer holding the post of Secretary to the President should be graded with Secretaries to the Government of India provided he has been Secretary to the Government of India before being appointed to the President's staff.

† Should a PSO hold the rank of a Lieutenant-General, his seniority in the Warrant of Precedence will continue to remain the same as laid down for "officers of the rank of Lieutenant-General or equivalent rank" in article 16 of the Warrant of Precedence.

NOTE 2.—Officers in the Table of Precedence will take rank in order of the number of entries, those included in one number shall take precedence *inter se* according to the date of entry into that number.

H. V. R. IENGAR, Secy.

New Delhi, the 31st March 1950

No. 9/17/50-Police(I).—In exercise of the powers conferred by section 27 of the Indian Arms Act, 1878 (XI of 1878), the Central Government is pleased to exempt Mr. Tailleur Administrator of Chandernagore, for the duration of his journey from Chandernagore to Pondicherry, from all prohibitions and directions contained in the said Act in respect of the following arms and ammunition:—

three Italian rifles;

one machine pistol;

one hundred and eight cartridges for Musketoons guns;

twentyfour cartridges for Lebel guns;

fifty cartridges for Italian guns;

seven cartridges for Sten guns and twentytwo cartridges for French Sten guns.

2. The exemption shall be valid for a period of two months from the date of the issue of this notification.

U. K. GHOSHIAL, Dy. Secy.

MINISTRY OF FINANCE

(Department of Economic Affairs)

New Delhi, the 29th March 1950

No. D. 1706-F. 111/50.—Statement of the Affairs of the Reserve Bank of India, as on the 24th March 1950.

BANKING DEPARTMENT

LIABILITIES		Rs.	ASSETS		Rs.
Capital paid up		5,00,00,000	Notes		22,27,05,000
Reserve Fund		5,00,00,000	Rupee Coin		9,28,000
Deposits :—			Subsidiary Coin		2,13,000
(a) Government—			Bills Purchased and Discounted :—		
(1) Central Government		132,78,90,000	(a) Internal		89,00,000
(2) Other Governments		41,65,84,000	(b) External		
(b) Banks		53,60,64,000	(c) Government Treasury Bills		1,05,41,000
(c) Others		63,64,90,000	Balances held abroad*		206,04,43,000
Bills payable		5,98,47,000	Loans and Advances to Governments		1,11,00,000
Other Liabilities		14,60,34,000	Other Loans and Advances		10,65,18,000
			Investments		75,15,73,000
			Other Assets		4,99,88,000
	Rupees	322,29,09,000		Rupees	322,29,09,000

* Includes Cash and Short term Securities.

An account pursuant to the Reserve Bank of India Act, 1934, for the week ended the 24th day of March 1950.

ISSUE DEPARTMENT

LIABILITIES	Rs.	Rs.	ASSETS	Rs.	Rs.
Notes held in the Banking Department	22,27,05,000		A.—Gold Coin and Bullion :—		
Notes in circulation	1159,26,97,000		(a) Held in India	40,01,71,000	
Total Notes issued		1181,54,02,000	(b) Held outside India	
			Foreign Securities	650,34,38,000	
			Total of A		690,36,09,000
			B.—Rupee Coin		50,90,75,000
			Government of India		
			Rupee Securities		440,27,18,000
			Internal Bills of Exchange and other Commercial Paper
Total Liabilities		1181,54,02,000	Total Assets		1181,54,02,000

Ratio of Total of A to Liabilities : 58·429 per cent.

Dated the 29th day of March 1950.

B. RAMA RAU, Governor.

New Delhi, the 4th April 1950

No. D. 1816-F. 111/50.—Statement of the Affairs of the Reserve Bank of India, as on the 31st March 1950.

BANKING DEPARTMENT

LIABILITIES	Rs.	ASSETS	Rs.
Capital paid up	5,00,00,000	Notes	18,21,49,000
Reserve Fund	5,00,00,000	Rupee Coin	9,92,000
Deposits :—		Subsidiary Coin	2,54,000
(a) Government		Bills Purchased and Discounted :—	
(1) Central Government	129,27,56,000	(a) Internal	88,50,000
(2) Other Governments	45,62,89,000	(b) External
(b) Banks	52,02,28,000	(c) Government Treasury Bills	1,08,41,000
(c) Others	63,01,27,000	Balances held abroad*	208,43,42,000
Bills Payable	5,34,72,000	Loans and Advances to Governments	24,00,000
Other Liabilities	14,46,09,000	Other Loans and Advances	11,21,38,000
		Investments	75,67,24,000
		Other Assets	8,37,97,000
Rupees	321,24,81,000	Rupees	321,24,81,000

*Includes Cash & Short-term Securities.

An Account pursuant to the Reserve Bank of India Act, 1934, for the week ended the 31st day of March 1950.

ISSUE DEPARTMENT

LIABILITIES	Rs.	Rs.	ASSETS	Rs.	Rs.
Notes held in the Banking Department	18,21,43,000		A.—Gold Coin and Bullion :—		
Notes in circulation	1163,52,18,000		(a) Held in India	40,01,71,000	
Total Notes issued		1181,73,61,000	(b) Held outside India	
			Foreign Securities	650,34,38,000	
			Total of A		690,36,09,000
			B.—Rupee Coin		51,10,34,000
			Government of India		
			Rupee Securities		440,27,18,000
			Internal Bills of Exchange and other commercial paper
Total Liabilities		1181,73,61,000	Total Assets		1181,73,61,000

Ratio of Total of A to Liabilities : 58·419 per cent.

Dated the 5th day of April 1950.

B. RAMA RAU, Governor.

K. G. AMBEGAOKAR, Secy.

MINISTRY OF FINANCE (COMMUNICATIONS)

New Delhi, the 29th March, 1950.

No. 628-OIII(III)/50.—The Central Government is pleased to direct that the following further amendments shall be made in the Post Office Insurance Fund Rules, namely:—

In the said rules—

(i) In rule 3, for the words, figures and letters 'rule 2 or rule 2-A' the words, figures and letters 'rule 2, 2-A, 2-B or 2-C' shall be substituted;

(ii) In rule 14, the words "Forms of proposal are annexed to the rules" shall be omitted;

(iii) In clauses (a) and (b) of Note 1 below rule 22 for the words "two months" and "three months" the words "sixty days" and "ninety days" shall respectively be substituted; and

(iv) In para 12 of the Appendix for the words 'or by recovery from pay' the following shall be substituted, namely:—

"or in the case of recovery from pay, from the date of debit in the individual running ledger account (I.R.L.A.), even though a corresponding credit is not afforded in the Government accounts on that day."

R. NARAYANASWAMI, Joint Secy.

MINISTRY OF FINANCE (REVENUE DIVISION)**STAMPS***New Delhi, the 1st April 1950.*

No. 3.—In exercise of the powers conferred by the Indian Stamp Act, 1899 (II of 1899) the Central Government is pleased to direct that the following further amendment shall be made in the Indian Stamp Rules, 1925, namely:—

In rule 17 of the said Rules the following clause shall be added, namely:—

“(h) Instruments chargeable with stamp-duty under the rules framed under section 8 of the Diplomatic and Consular Officers (Oaths and Fees) Act, 1948 with stamps bearing the word “Consular.”

CUSTOMS*New Delhi, the 1st April 1950*

No. 23.—In exercise of the powers conferred by section 19 of the Sea Customs Act, 1878 (VIII of 1878), the Central Government is pleased to prohibit the bringing into India of any copy of any of the following books in Urdu, namely:—

1. “PAKISTAN-PAS MANZAR WA PESH MANZAR” by Hameed Anwar, published by Ishait Manzil, Bull Road, Lahore,
2. “CEASE-FIRE” by Agha Babar, published by Little Theatre Group, Lahore, and
3. “KHAK AUR KHOON” by Nasim Hajazi, published by Quarni Qutub Khana, Lahore;

or any translation, reprint or other document containing a substantial reproduction of any matter contained in any of the said books.

New Delhi, the 8th April 1950

No. 24.—In exercise of the powers conferred by section 23 of the Sea Customs Act, 1878 (VIII of 1878), the Central Government is pleased to direct that the following further amendment shall be made in the notification of the Government of India in the Ministry of Finance (Revenue Division) No. 45-Customs, dated the 23rd October 1948, namely:—

In the schedule annexed to the said notification, for the entry against Serial No. 1 under the heading “Nature of article”, the following entry shall be substituted, namely:—

“Articles specified against items 72, 72(1), 72(2), 72(3), 72(15), 72(16), 72(17), 72(18), 72(19), 72(20), 72(21), 72(22), 72(23), 72(24), and 72(25) of the First Schedule to the Indian Tariff Act, 1934 (XXXII of 1934), except belting under item 72, and wire beads and bobbins under item 72(1).”

D. P. ANAND, Dy. Secy

THE INSTITUTE OF CHARTERED ACCOUNTANTS OF INDIA**CHARTERED ACCOUNTANTS***New Delhi, the 24th March 1950*

No. 13-CA(1)/50.—With reference to Notification of the Government of India in the Ministry of Commerce No. 12-A(1)/47, dated the 29th November, 1947, it is hereby notified that in exercise of the powers conferred by Regulation 13 of the Chartered Accountants Regulations, 1949, the Council of the Institute of Chartered

Accountants of India is pleased to restore to the Register of Members with effect from 21st March, 1950, the following name, namely:—

Membership No.	R. A. Enrolment No.	Name
1662	1167	Desai, Navinchandra Ramani Lal Laxmi Nilayam, Nehru Road, Vishnu Street, Vile Parle, Bombay 24.

New Delhi, the 8th April 1950

No 1-CA(4)/50.—The following draft of certain amendments to the Chartered Accountants Regulations, 1949 which it is proposed to make in exercise of the powers conferred by sub-sections (1) and (3) of section 30 of the Chartered Accountants Act, 1949 (XXXVII of 1949), is published, for the information of all persons likely to be affected thereby and notice is hereby given that the draft will be taken into consideration on or after the 29th April, 1950.

Any objection or suggestion which may be received from any person with respect to the said draft before the date specified will be considered by the Council of the Institute of Chartered Accountants of India, New Delhi

Draft amendments

1 In regulation 2—

(a) after clause (i) the following clause shall be inserted, namely:—

“(1A) Annual meeting of the Council shall be the first meeting of the Council held after 1st August in each year”

(b) for clause (viii), the following shall be substituted namely:—

“(viii) Service as an Audit Clerk” means service as an audit clerk in the office of a member of the Institute entitled to train Articled clerks under these regulations or in the office of a Registered Accountant entitled, or permitted under sub-rule (8) of rule 40 of the Auditors Certificate Rules, 1932, to train Articled Clerks and includes any service as an audit clerk in the office of any other Registered Accountant—

(1) which in the case of any person admitted under Part II to the First Examination before the year 1944, was recognised as service as an audit clerk under the Auditor's Certificates Rules 1932, or

(2) which the Central Government undertook before the 9th September, 1939, to recognise as such service ;

2 The following explanation shall be added after clause (b) of sub-regulation (i) of regulation 5, namely:—

“Explanation.—An Associate shall be deemed to have been in practice during the periods he had been holding the auditors' certificate as a Government Diplomat in Accountancy or as a Registered Accountant”.

3 For regulation 10, the following shall be substituted namely:—

“10. Cancellation of Certificate of practice.—(1) A certificate of practice shall be deemed to be cancelled,

(i) when the name of its holder is removed from the Register of Members;

(ii) when the Council is satisfied that the certificate was issued on the basis of information on record found to be incorrect misleading or false or issued by mistake or inadvertence;

(iii) when a member has ceased to practise.

(2) The cancellation of a Certificate shall be effective, (a) in the case of (1) (i) above, from the date on which, and during the period for which, the name of its holder

4) was admitted at any time to the First Examination under the Auditor's Certificates Rules, 1932, provided that this clause shall not apply to the First Examination held subsequent to the year 1951, or

5) (a) has either

(i) entered into service under articles before the 1st of July, 1949, or

(ii) rendered military service in connection with the war in which His Majesty's Government was involved and passed the Matriculation Examination of any of the Universities mentioned in clause (v) of regulation 2 or an examination recognised by the Central Government as equivalent thereto, or

(iii) passed the Intermediate Examination of any of the Universities mentioned in clause (v) of regulation 2 or an examination recognised by the Central Government as equivalent thereto, and

(b) produces either

(i) a certificate in the Form H from the head of an institution recognised for the purpose by the Council that he has, subsequently to passing the Intermediate Examination, studied for a period of one academic year at such an institution and is fit to present himself for the examination, or

(ii) a certificate that he has served for not less than seven years either wholly as an audit clerk or partly (but for not less than three years) as such clerk and partly as an articled clerk (in the latter case one complete year's service as an articled clerk being reckoned as two years service as audit clerk or *vice versa*, and fractions of a year being ignored):

Provided that a candidate who produced a certificate in the Form given in Appendix 4 of the Auditors' Certificates Rules, 1932, in respect of the period of study prior to 1946-47 and who had taken up service as an audit clerk before 1st October, 1945 shall be eligible for admission on passing the Intermediate or equivalent examination.

7. In regulation 19, after the words, "both the Groups" add the following proviso, namely:—

"Provided that a candidate who, in any First Examination held under the Auditor's Certificate Rules, 1932, had failed in one Group but had passed with at least 60 per cent. marks in the other Group shall be allowed two more chances (including chances taken under the Auditor's Certificates Rules, 1932) to pass in the Group in which he had failed without being required at the same time to sit for the Group in which he had passed, provided that the chances are taken consecutively following the examination at which the candidate had failed. If he then fails to pass in the remaining Group he shall be required to pass in both the Groups when he next sits for the examination".

8. At the end of regulation 21, the following shall be added, namely:—

"and a candidate who has been exempted by regulation 16 from passing the First Examination shall pay an additional fee of Rs. 50/- when he first sits for the Final Examination".

9. In regulation 22,—

(a) for the words "A candidate who has passed one Group of the final examination held in December, 1948, or May, 1949, under the Auditor's Certificates Rules, 1932, will not be required to pass in that Group again" the following shall be substituted, namely:—

"A candidate who has passed in one group of the Final Examination held under the Auditor's Certificates Rules, 1932, will not be required to pass in that Group again provided that he had not appeared and failed in any subsequent examination in the Group in which he had already passed."

(b) in the proviso after the figure "1949" the word and figure "and 1950" shall be inserted.

10. In regulation 25 the following shall be added at the end, namely:—

"unless the candidate proves to the satisfaction of the Council that he was prevented from attending the examination by circumstances beyond his control or unless he informs the Council 15 days before the examination his inability to take the examination, in which case the Council may permit the fee to be transferred to the next examination only".

11. For regulation 31, following shall be substituted, namely:—

31. *Practical Training*.—A person who has passed the examination prescribed in this chapter or recognised as equivalent thereto shall not be eligible for membership of the Institute unless he produces a certificate in Form K, K1, or K2 from a member in practice or a Registered Accountant entitled or permitted to train articled clerks under the Auditor's Certificates Rules, 1932, that he

(a) has served as an articled clerk with that member or the Registered Accountant or partly with that member and partly with that Registered Accountant for the total period specified below:—

(i) in the case of a person who has passed the Degree Examination of any of the Universities mentioned in clause (v) of regulation 2 and has either taken Accountancy, Auditing and Mercantile Law or Commercial Law along with his subjects for the Degree course or has secured a minimum of 60 per cent. of the total marks in the Degree Examination.....3 years.

(ii) in the case of a person who, before the 31st December, 1934, has passed the examination prescribed for the Government Diploma in Accountancy or an examination recognised as equivalent thereto by the Regulations for the award of the Government Diploma in Accountancy.....3 years.

(iii) in the case of a person who appeared and failed at any of the examinations held in the years 1932, 1933 and 1934 as provided in sub-regulation (ii) and was in consideration of such appearance and failure admitted to any of the final examinations held under the Auditor's Certificates Rules, 1932, in the years 1935, 1936 and 1937 and passed it and whose apprenticeship under the Regulations for the award of the Government Diploma in Accountancy was registered with the Accountancy Diploma Board, Bombay before 1st April 1933 or whose articles were registered with the Government of India under rule 42 of the Auditor's Certificates Rules, 1932, before that date.....3 years.

(iv) in the case of any other graduate.....4 years.

(v) in the case of a person who has passed the All India Diploma in Commerce Examination held by the All India Board of Technical Studies in Commerce and Business Administration with Auditing as a special subject.....4 years.

(vi) in any other case.....5 years.

(b) has served as an audit clerk for the period specified below:—

(i) in the case of person referred to in sub-clauses (i), (ii) and (iii) of (a) above.....6 years.

(ii) in the case of a person referred to in sub-clauses (iv) and (v) above.....8 years, and

(iii) in any other case.....9 years, or

(c) has served partly as articled clerk and partly as an audit clerk for the total period of as specified in clause (b), the period of service as an audit clerk being not less than 2 years in the case of a person referred to in sub-clause (i) of sub-clause (ii) of that clause and not less than 3 years in any other case; Provided that for the purpose of computing the total periods in clause (c) one complete year's service as an articled clerk shall be reckoned as two years, service as an audit

is removed from the register of members, and (b) in the case of (a) (ii) & (iii) above, from the date fixed by the Council in this behalf.

(3) When a certificate is cancelled, the date from which and the period for which the certificate stands cancelled shall be communicated to the member concerned and notified in the Government of India Gazette.

4. For regulation 11, the following shall be substituted, namely:—

11. *Procedure in inquiries relating to misconduct of members of the Institute.*—(1) In this Regulation, the expression "complaint" wherever it occurs shall mean complaint or information under Section 21 of the Act.

(2) The complaint under Section 21, except a complaint made by or on behalf of the Central Government, shall be in form 'P' and shall contain full particulars of the acts or omissions constituting conduct of a member which if proved, will render him unfit to be a member of the Institute. The complaint shall also contain particulars of the evidence oral or documentary relied upon in support of the complaint. A complaint which is not in the prescribed form will be returned by the Secretary of the Council to the complainant with a request to send it in the prescribed form.

(3) The Secretary of the Council shall within two weeks from the date of the receipt of the complaint send a copy thereof by registered post to the member concerned at his address as shown in the Register of Members for his written statement (if any) on solemn affirmation to be sent within 14 days from the date of receipt of the letter from the Secretary;

Provided that where the complaint is against a firm without specifying the name of the member concerned the Secretary of the Council shall, within two weeks from the date of the receipt of the complaint, send a copy of it by Registered Post to the firm concerned at the address of the Head Office of the firm with a notice calling upon the firm to disclose the name of the member concerned and also calling upon the firm to direct the member concerned to file a written statement (if any) on solemn affirmation in respect of the complaint within 14 days from the date of the notice and copy of the complaint by the member concerned. A notice as above to the firm shall be deemed to be a notice to all members of the Institute who are partners or employees of that firm and it shall be the duty of the firm to communicate such notice to all such members.

(4) If on a perusal of the complaint, other than a complaint made by or on behalf of the Central Government, and the written statement (if any) of the member concerned and other relevant records and particulars of the evidence, the Council is of the opinion that the member has been guilty of conduct which, if proved, will render him unfit to be a member of the Institute, the Council shall cause an inquiry to be made into the matter by the Disciplinary Committee. If, however, the Council is not of such opinion, the complaint will be filed without further action and the complainant and the member concerned shall be informed accordingly. Complaints received from or on behalf of the Central Government together with the statement (if any) of the member concerned shall be sent by the Secretary of the Council direct to the Disciplinary Committee for inquiry.

(5) (a) Subject to the above, the Council shall cause all inquiries relating to misconduct of members of the Institute to be held by the Disciplinary Committee.

(b) It shall be the duty of the Secretary of the Council to place before the Disciplinary Committee all facts brought to his knowledge requiring investigation by the Disciplinary Committee.

(c) The member against whom the complaint has been made shall have the right to place his case before the Disciplinary Committee in person and adduce such evidence as he may think proper. In the event of any such member desiring to be heard by a lawyer or by any other member of the Institute the Disciplinary Committee shall grant leave to such member to be so heard.

(d) The Disciplinary Committee shall submit its report to the Council.

(e) The Council, shall consider the Report of the Disciplinary Committee, arrive at its findings and forward them to the High Court.

(6) Notices and communications issued by the Secretary of the Council or by the Disciplinary Committee shall be sent by registered post-acknowledgement due. If the notice is so sent to the address of the member as recorded in the Register of Members and in the case of a firm to the Head Office address of the firm and it is returned unserved by the Post Office with an endorsement indicating that the addressee has refused to accept the notice, the notice shall be deemed to be properly served. If such notice is, however, returned by the Post Office with an endorsement indicating that the addressee is not at the address given, the complainant will be asked to state the present address of the member or firm concerned and a fresh notice will be served to the member or firm again both at this address and in the case of a member at his address as in the Register of Members and in the case of a firm at its Head Office address. If both these notices are returned by the Post Office unserved the notice shall be deemed to be properly served and further action shall be taken in accordance with this Regulation.

(7) Subject to the above, the Disciplinary Committee shall have full power to regulate its proceedings in such manner as it considers necessary and shall be entitled to exercise all powers necessary to conduct the inquiry including examination of witnesses on oath, receiving affidavits and any other oral or documentary evidence.

FORM 'P'

FORM OF COMPLAINT

Before the Council of the Institute of Chartered Accountants.

Section 21

Between

Petitioner

And

Respondent.

Petitioner's address:

Respondent's address:

Particulars of complaint

in paragraphs consecutively numbered.

Particulars of evidence,

oral and documentary,

if any, to substantiate

the complaint.

Verification

I,.....the petitioner do hereby declare that what is stated above is true to the best of my information and belief.

Verified today the day of19 at

Signature.

5. In clause (a) of regulation 16 the word "advanced" shall be deleted.

6. For regulation 17, the following shall be substituted, namely:—

"17. *Admission to First Examination.*—No candidate shall be permitted to the First Examination unless he—

(1) is a graduate, or

(2) is eligible for admission under regulation 19, or

(3) produce evidence to show that he was at any time admitted to the examination for the Government Diploma in Accountancy held by the Accountancy Board, Bombay, or was eligible for admission to that examination, or

clerk or *vice versa* and fractions of a year shall be ignored”.

12. In regulation 32—

(a) substitute for the words “only Fellows.....articled clerk” the following, namely:—

“Only Fellows in practice shall be entitled to take articled clerks. Any Fellow in practice can take two articled clerks but a member of the Institute who has been in continuous practice for a period of not less than 7 years either before or after the commencement of the Act and being a Fellow in practice shall be entitled to take three articled clerks. Similarly a Fellow who completes 2 more years of continuous practice after being enrolled as a Fellow shall be entitled to take three articled clerks”.

(b) in the second proviso. the words “the proviso to” and the figure “(ii)” shall be omitted.

13. In regulation 33 after the word “engage” in the first place where it occurs the words “in India” shall be inserted.

14. In the proviso to regulation 34 after the word “Council” the following shall be inserted, namely:—

“to the extent not already refunded”.

15. After clause (b) of regulation 35, the following shall be added, namely:—

“or (c) has passed the examinations mentioned in sub-clauses (ii) and (iii) of clause (a) of regulation 31.”

16. For regulation 36, the following shall be substituted, namely:—

“36. *Execution and registration of articles.*—The articles shall be executed in Form L or Form M of the Schedule (and in the case of articles entered into before the 1st July 1949 in Form D or Form E of Appendix 2 of the Auditor's Certificates Rules, 1932, with suitable modifications as to the mention of the Chartered Accountants Act, 1949, and the Chartered Accountants Regulations, 1949, as the case may be) as the case may be, and shall be stamped. The articles together with the necessary documentary evidence showing that the conditions laid down in sub-regulations (a), (b) and (c) of regulation 35 (or in the case of articles entered before the 1st July 1949 with the conditions laid down in rule 41 of the Auditor's Certificates Rules, 1932) are satisfied shall be sent to the Secretary to the Council for registration so as to reach him within 60 days after the execution of the articles or their commencement whichever is earlier and shall be accompanied by a fee of Rs. 30/- and by a statement giving particulars of the name, father's name, residence and age of the articled clerk:

Provided that the articles executed in Form D or Form E, as the case may be, of the Auditor's Certificates Rules, 1932, shall be sent for registration not later than in which case the period of articleship shall be deemed to run with effect from the date on which the articled clerk commenced his training”.

17. In regulation 39 for the words “against the employer” the word “thereon in the event of the complaint having been found justified” shall be substituted.

18. After regulation 42 and before Chapter V the following shall be inserted, namely:—

“42(A). *Registration of Audit service.*—(1) A Chartered Accountant, before taking a person for service as an audit clerk, shall satisfy himself that such a person—

(a) is not less than 16 years of age on the date of commencement of service as an audit clerk, and

(b) has passed the Intermediate Examination of any of the Universities mentioned in clause (v) of regulation 2 or an examination recognised by the Central Government as equivalent thereto,

(c) or has passed the examination mentioned in clause (ii) or clause (iii) of sub-regulation (a) regulation 31:

Provided that sub-clause (b) shall not apply in the case of a person who had taken up service as an audit clerk before 1st July 1949 and had appeared at any time for the first examination under the Auditor's Certificates

Rules, 1932, or had entered into articles before 1st July 1949 under a Registered Accountant entitled to train articled clerk.

(2) A Register of audit clerks shall be maintained by the Council.

(3) Every employer shall send to the Council for registration full particulars of audit clerks serving under him with the date of commencement of such service,

(a) in the case of audit clerks who had been in such service prior to the commencement of these Regulations, before 1st July 1950.

(b) in the case of audit clerks taking up such service after the commencement of these regulations within two months from the date of commencement of such service or before 1st July 1950, whichever is later.

(4) No audit clerk shall, during the period of his service as audit clerk, except with the permission of the Council, engage in any other business or occupation.

(5) Every employer shall, on completion, discontinuance, or termination or otherwise of the service of an audit clerk in his employment, forthwith send a report to that effect to the Council. Except in the case of a completion report such a report shall have been signed wherever practicable by both the employer and the audit clerk.

(6) Every audit clerk shall, before his name is entered in the Register of Audit Clerks, pay to the Council a registration fee of Rs. 20/- which sum shall be remitted along with the intimation which the employer has to send to the Council for the registration of the service as an audit clerk:

Provided that in the case of termination of service of an audit clerk, where the audit clerk enters into such service immediately with another member of the Institute and the latter intimates to the Council within two months from the date on which the service of the audit was so terminated, no fresh registration fee shall be payable:

Provided further that the Council shall have discretion to remit the registration fee in cases where they are satisfied that there were reasonable grounds for the intimation not being sent within the prescribed time or not being sent at all.

(7) Subject to the proviso to clause (b) of sub-regulation (1) services rendered as an audit clerk will be counted from the date on which the requirements of sub-regulation (3) are complied with.”

19. In regulation 44, after the word ‘Institute’, the following shall be inserted, namely:—

“whose name has been borne on the Register of Members for a continuous period of not less than six months immediately prior to the date on which the list of members eligible to vote in any election is published”.

20. In regulation 45 after the word “Fellows” the following shall be inserted, namely:—

“whose names are contained in the list of voters published under clause (a) of sub-regulation (1) of regulation 47”.

21. For the figure and words “51. *counting of votes*” the figure and words “50. *counting of votes*” shall be substituted.

22. In Form ‘N’ of the schedule—

(a) in the second line of paragraph 2 of the preamble, for the word “emperor” the word “employer” shall be substituted.

(b) in the third line of paragraph 3, of the preamble for the word “tested”, the word “vested” shall be substituted.

23. In Form O of the schedule substitute the word “seconded” for the word “sender”.

24. In these Regulations and the schedule thereto the word ‘Mr.’ wherever it occurs shall be deleted.

25. After regulation 62 and before Chapter VII the following shall be inserted, namely:—

“CHAPTER VI-A

STANDING COMMITTEES

Regulation 62-A. Meeting, quorum, minutes of proceedings, functions etc.—(1) The President may at any time call a meeting of any of the Standing Committees and may do so after a requisition for that purpose is received from him from any two members of the Committee. The meeting may be held at such place and time as may be decided by the President. Normally not less than seven days' notice thereof shall be given to the members.

(2) No business shall be transacted at a meeting of any committee unless there are present at least three members including the President or the Vice-President in his presence. If no Quorum is present within half an hour of the time fixed for the meeting, it shall stand adjourned to a date, time and place specified by the President and in his absence, the Vice-President.

(3) (i) Any business which may be deemed necessary for any Committee to transact may, if the President so directs, be carried out by circulation of papers among all the members and any resolution so circulated and approved by the majority of such members signing shall be as effective and binding as if the resolution had been passed at a meeting of the Committee provided that at least three members have recorded their views on the resolution:

Provided, however, that the transaction of business by circulation of papers should be restricted only to such matters as in the opinion of the President or the Vice-President as the case may be, cannot wait until the next meeting of the Standing Committee concerned.

(ii) When a resolution is referred by circulation of papers, any three members of the Committee may require that the resolution be referred to a meeting and thereupon such a reference shall be made to a meeting of the Committee.

(iii) When any business is so referred to the members by circulation, a period of not less than 15 days shall be allowed for the receipt of replies from Members. Such period shall be reckoned from the date on which the papers are sent to the Members.

(iv) If the resolution be circulated, the result of the circulation shall be communicated to all the members.

(v) A record shall be maintained of all the business transacted either by circulation or by at the meetings of the Committee.

(vi) The Secretary of the Council shall be the Secretary for each of the Committees.

(4) The Standing Committees shall exercise the functions and be subject to the conditions laid down hereinafter, namely:—

A. Executive Committee

(1) The Executive Committee shall have the following functions, namely:—

(a) Maintenance of the office of the Council and in this behalf to engage, suspend, discharge and re-employ necessary staff on such terms and conditions as it may deem fit

(b) Maintenance of true and correct account of all receipts and payment on behalf of the Council and the matters in respect of which such receipts and payments take place and of all the property, securities, debts, funds and liabilities of the Institute.

(c) Maintenance of the Register of Members of the Institute, Register of Articled and Audit Clerks and all other statutory registers which are prescribed by the Act or the Regulations made thereunder from time to time.

(d) Custody of the property, assets and funds of the Institute.

(e) Investment of the spare funds of the Institute in securities approved by the Council and to vary such investments from time to time.

(f) Disbursements from the funds of the Institute for expenditure both revenue and capital within the estimates previously sanctioned by the Council:

Provided that in emergent cases expenditure in excess of the estimates previously sanctioned by the Council may be incurred by the Committee but such excess expenditure should be brought to the notice of the Council at its next meeting.

(2) The Executive Committee may delegate any of its functions to the President or the Vice-President.

B. Examination Committee

(1) The Examination Committee shall exercise all the functions of the Council in regard to holding of the Examinations, admissions thereto, appointment and selection of Examiners, prescription of books for the guidance of candidates and declaration of results etc. They shall also have full powers to fix the remuneration of the Examiners and/or Assistant Examiners, Superintendents, at the examinations and others and deal with other matters arising out of the holding of examinations.

(2) The Examination Committee shall accord recognition to the Coaching Institutions for preparation of candidates for the First Examination subject to such conditions as it may deem fit.

(3) The Examination Committee shall be responsible for the maintenance of proper standard of conduct at the Examinations.

(4) The Examination Committee may take such steps as it may consider necessary to provide proper facilities to the Chartered Accountants' Examinees to obtain coaching in the subjects in which they are to be examined by the Council.

(5) The Examination Committee shall exercise all functions, relating to the articled clerks and audit clerks".

26. In regulation 79 for the words "three" and "six" the words "nine" and "twelve" respectively shall be substituted.

27. For Forms 'D' and 'E' of the Schedule the following form shall be substituted, namely:—

“FORM D”

No.....

THE INSTITUTE OF CHARTERED ACCOUNTANTS OF INDIA

Emblem

Certificate of Membership

This is to certify that.....of..... was admitted as an ASSOCIATE of the Institute on the.....day of.....19

Given by the Council under the Common Seal of the Institute of Chartered Accountants of India.

This the.....day of.....19

President

Secretary

Seal.

“FORM E”

No... ..

THE INSTITUTE OF CHARTERED ACCOUNTANTS OF INDIA

Emblem

Certificate of Membership

This is to certify that.....of..... was admitted as a FELLOW of the Institute on the.....day of.....19

Given by the Council under the Common Seal of the Institute of Chartered Accountants of India.

This the.....day of.....19

President

Secretary

Seal.

28 In Form 'K' omit the words and brackets (Government of India).

29. After Form K in the Schedule, the following Forms shall be added, namely:—

FORM K-1.

THE INSTITUTE OF CHARTERED ACCOUNTANTS OF INDIA
Certificate of service under Articles entered into under Auditor's Certificates Rules, 1932

I, of do hereby certify that served as an articled clerk under me in accordance with the Auditor's Certificates Rules, 1932, for a period of viz., from to that his progress was satisfactory and that to the best of my knowledge he bears a good moral character.

The articles were duly registered with the Government of India vide Registration No. of 19 ..

(Place) ..

(Date) ..

Signature.

FORM K-2.

THE INSTITUTE OF CHARTERED ACCOUNTANTS OF INDIA
Certificate of Audit Clerks.

I, of do hereby certify that served as an audit clerk under me in accordance with the Chartered Accountants Regulations, 1949, for a period of from to that his progress was satisfactory and that to the best of my knowledge he bears a good moral character.

The Audit service was duly intimated to the Council of the Institute of Chartered Accountants of India, vide Registration No. of 19 ..

(Place) ..

(Date) ..

Signature.

80. In sub-clause (d) of clause 4 of Form L of the Schedule after the words "return the premium" the words "to the extent not already refunded" shall be added.

81. In sub-clause (d) of clause 5 of form 'M' of the Schedule, after the words "return the premium" the words "to the extent not already refunded" shall be added.

G. P. KAPADIA, President.

MINISTRY OF COMMERCE

EXPORT TRADE CONTROL

New Delhi, the 1st April, 1950

No. 91-CW(4)/49.—In pursuance of clause (h) of the notification of the Government of India in the late Department of Commerce, No. 91-CW(1)/45, dated the 8th November 1945, the Central Government is pleased to direct that the following further amendment shall be made in the Open General Licence No. 4 published with the notification of the Government of India in the Ministry of Commerce No. 91-CW(4)/49, dated the 12th April 1949, namely:—

To the list of goods given in the said Open General Licence, the following shall be added, namely:—

"Lvii. Cotton Hosiery".

No. 91-CW(10)/48.—In exercise of the powers conferred by sub-section (1) of section 3 of the Imports and Exports (Control) Act, 1947 (XVIII of 1947) as amended by the Imports and Exports (Control) Amendment Act, 1950 (VI of 1950), the Central Government is pleased to direct that the following further amendment shall be made in the notification of the Government of India in the late Department of Commerce, No. 91-CW(1)/45, dated the 8th November 1945, namely:—

In the Schedule annexed to the said notification—

In Part D—

After item 6 the following item shall be inserted, namely:—

"GA. Biri and Biri Tobacco".

N. SEN GUPTA, Asstt. Secy.

TRADE MARK

New Delhi, the 8th April 1950

No. 105(2)-Law(TM)/49.—The following draft of a further amendment to the Trade Marks Rules, 1942, which it is proposed to make in exercise of the powers conferred by section 84 of the Trade Marks Act, 1940 (V of 1940), is published, as required by sub-section (1) of the said section, for the information of all persons likely to be affected thereby and notice is hereby given that the draft will be taken into consideration on or after the 30th April 1950. Any objection which may be received from any person with respect of the said draft before the specified date will be considered by the Central Government.

Draft Amendment

For the Seventh Schedule to the said Rules, the following shall be substituted, namely:—

"THE SEVENTH SCHEDULE

List of Associations referred to in rule 116(1)

Name of Associations	Number of persons to be recommended
1 The Ahmedabad Millowner's Association, Ahmedabad	3
2. The Maskati Cloth Market Association, Ahmedabad	1
3. The Panekhuva Cloth Merchant's Association, Ahmedabad	1
4 The Millowners' Association, Bombay	3
5. Bombay Piece-goods Native Merchant's Association, Bombay	1
6. The Bombay Country Fancy and Grey Piece goods Merchants' Association, Bombay	1
7. The Hindustani Merchant's and Commission Agents' Association, Bombay	1
8. The Indian Merchant's Chamber, Bombay	1
9. The Chamber of Commerce, Bombay	1
10. Bengal Chamber of Commerce, Calcutta	1
11. Bengal Millowner's Association, Calcutta	1
12. Indian Chamber of Commerce, Calcutta	1
13. Indian Jute Mills Association, Calcutta	1
14. Bharat Chamber of Commerce, Calcutta	2
15. The Jute Balers' Association, Calcutta	1
16. Upper India Chamber of Commerce, Kanpur	1
17. The Southern Indian Millowner's Association, Coimbatore	1
18. C. P. & Berar Millowner's Association, Nagpur	1
19. The Nagpur Chamber of Commerce Ltd., Nagpur	1
20. Punjab Chamber of Commerce, New Delhi	1
21. The Madras Chamber of Commerce, Madras	1
22. The Southern Indian Chamber of Commerce, Madras	1
23. The Madras Piece-goods Merchant's Association, Madras	1
24. The Andhra Chamber of Commerce Ltd., Madras	1

29."

H. C. SARIN, Dy. Secy.

CORRIGENDUM

New Delhi, the 8th April 1950

No. 55-MI(1)48.—In the Resolution No. 55-M.I(1)/48, dated the 28th January 1950, regarding the appointment of a special Committee to investigate the question of Deck Travel, for the figure and words "7. The Deputy, Director General of Shipping, Bombay. Member-Secretary" substitute the following:—

"7. The Officer on Special Duty
in the Directorate General Member-Secretary."
of Shipping Bombay

ORDERED that a copy of the Resolution be communicated to all the Ministries of Government of India; Provincial Governments of West Bengal, Assam, United Provinces, Bihar, the Central Provinces and Berar, Madras, Bombay, Orissa and East Punjab; the Chief Commissioners of Delhi, Ajmer-Merwara, Coorg, Panth Piploda, Andamans and Nicobar Islands, Himachal Pradesh, Kutch, Bhopal, Rampur, B.Jaspur, Mampur and Cooch Behar, States of Hyderabad, Mysore and Jammu and Kashmir; States Unions of Saurashtra, Madhya Bharat, Rajasthan, Patiala and East Punjab States, Vindhya Pradesh and Travancore and Cochin; Constituent Assembly (Legislative); Director General of Shipping; Principal Officers, Mercantile Marine Department, Bombay, Calcutta and Madras.

ORDERED also that the Resolution be published in the *Gazette of India* for general information.

S. RANGANATHAN, Joint Secy.

MINISTRY OF INDUSTRY AND SUPPLY

Bombay, the 27th March 1950

No. 9(9)-Tex.1/49.—In exercise of the powers conferred on me by clause 33 of the Cotton Textiles (Control) Order, 1948 and with reference to sub-clause (2) of clause 25 of the said Order, I hereby direct that cloth or yarn produced by a producer having a spinning plant and marked with August 1948 or any subsequent month as the month of packing may be bought or sold or kept in possession in a loose condition by any dealer till the 31st May 1950, notwithstanding that the period of twelve months prescribed therefor in the said sub-clause (2) of clause 25 has expired.

T. P. BARAT, Textile Commr.

RUBBER CONTROL

New Delhi, the 30th March 1950

No. 17(4)-I-6/50.—In exercise of the powers conferred by section 25 of the Rubber (Production and Marketing) Act, 1947 (XXIV of 1947), the Central Government is pleased to direct that the following further amendment shall be made in the Rubber (Production and Marketing) Rules, 1947 namely:—

In the said rules—

Rule 28 shall be renumbered as sub-rule (1) of that rule and after the sub-rule as renumbered, the following sub-rule shall be added, namely—

"(2) Any member of the Board or of a duly constituted Committee thereof, when so authorised by the Government of India or the Board or the Committee concerned, may draw travelling and daily allowances at the rates specified in sub-rule (1) in respect of any journey performed by the member for the purpose of discharging any duty assigned to him by the Government of India or the Board or the Committee concerned."

K. RAM, Dy. Secy.

New Delhi, the 3rd April 1950

No. I(7)-40(3)/50.—In exercise of the powers conferred by section 8 of the Essential Supplies (Temporary Powers) Act, 1946 (XXIV of 1946), the Central Government is pleased to direct that the following further amendments shall be made in the Paper Price Control Order, 1945 namely:—

In Schedule II to the said Order, to the entries under the heading "United Provinces, Central India and Central Province", the entry "Raigarh" shall be added.

B. K. ACHARYA, Dy. Secy.

MINISTRY OF AGRICULTURE

New Delhi, the 8th April 1950

No. SV-101(8)/50.—In exercise of the powers conferred by section 4 of the Essential Supplies (Temporary Powers) Act, 1946 (XXIV of 1946), the Central Government is pleased to direct that the following amendment shall be made in the Notification of the Government of India in the Department of Food No. Fy. 600(2)/1, dated the 21st October, 1946, namely:—

In the said Notification, for the words, brackets and figures 'foodstuffs, including gram and coconut oil, but excluding (i) other pulses, (ii) edible oils (iii) edible oil seeds (iv) sugar and (v) gur' the words brackets and figures 'foodstuffs including gram, sugar and gur but excluding (1) other pulses, (2) edible oils and (3) edible oilseeds' shall be substituted.

N. T. MONE, Joint Secy.

DEPARTMENT OF SCIENTIFIC RESEARCH

New Delhi, the 1st April 1950

No. 83(7)/50-SA-16.—In accordance with Rule 19 of the Rules and Regulations of the Council of Scientific and Industrial Research, the President has been pleased to appoint the following persons to the Governing Body, Council of Scientific and Industrial Research and the Board of Scientific and Industrial Research for a period of 3 years from the 1st April 1950:—

Governing Body, Council of Scientific and Industrial Research

1. The Prime Minister. President.
2. The Minister in charge of Industry and Supply, Government of India. Vice-President.
3. Dr. S. S. Bhatnagar, D.Sc., F.R.S., Director, Scientific and Industrial Research and Secretary, Department of Scientific Research, New Delhi.
4. Dr. H. J. Bhabha, F.R.S., Director, Tata Institute of Fundamental Research, Bombay.
5. Mr. S. Ratnam, Joint Secretary, Ministry of Finance, New Delhi.
- 6 & 7. To be elected by the Board of Scientific and Industrial Research.
8. Dr. Rm. Alagappa Chettiar, Vepery, Madras.
9. Mr. J. R. D. Tata, Tata Industries Ltd., Bombay House, Bombay.
10. Mr. J. J. Ghandy, Tata Iron and Steel Co. Ltd., Jamshedpur.
11. Lala Shri Ram, 22-Curzon Road, New Delhi.
12. Mr. G. L. Mehta, President, Indian Tariff Board, Bombay.
13. Professor S. N. Bose, University College of Science, Calcutta.
14. Mr. Kasturbhai Lalbhai, Pankore's Naka, Ahmedabad.
15. Dr. A. L. Mudaliar, Vice-Chancellor, Madras University, Madras.
16. Mr. S. S. Joshi, Principal, College of Science, Banaras Hindu University, Banaras.
17. Mr. Frank Anthony, C/o Anglo Indian Association, New Delhi.
18. Mr. V. N. Chandavarkar, 41, Pedder Road, Bombay.
19. The Hon'ble Shri H. Sitarama Reddy, Minister for Land, Revenue and Labour, Madras.
20. Dr. K. A. Hamied, M.A., Ph.D., "Cipla Laboratories", Byculla, Bombay.
21. Mr. G. D. Birla, 5, Albuquerque Road, New Delhi.
22. Professor Niranjan Singh, Head of the Department of Chemistry, Punjab University, Hoshiarpur.

Board of Scientific and Industrial Research, C.S.I.R.

1. The Prime Minister, President.
2. The Minister in charge of Industry and Supply, Government of India, Vice-President.
3. Dr. S. S. Bhatnagar, D.Sc., F.R.S., Director, Scientific and Industrial Research and Secretary, Department of Scientific Research, New Delhi.
4. The Hon'ble Dr. B. C. Roy, Chief Minister, West Bengal Government, Calcutta.
5. Dr. K. S. Krishnan, F.R.S., Director, National Physical Laboratory, New Delhi.
6. The Hon'ble Dr. Jivraj N. Mehta, Minister for Public Works, Bombay.
7. Dr. A. Ramaswami Mudaliar, Madras.
8. Dr. J. C. Ghosh, D.Sc., F.N.I., Director-General, Industries and Supplies, New Delhi.
9. Professor M. S. Thacker, Acting Director, Indian Institute of Science, Bangalore.
10. Mr. Kasturbhai Lalbhai, Pankore's Naka, Ahmedabad.
11. Prof. M. N. Saha, F.R.S., University College of Science, Calcutta.
12. Lala Shri Ram, 22, Curzon Road, New Delhi.
13. Dr. K. A. Hamied, "Cipla Laboratories", Byculla, Bombay.
14. Mr. J. J. Ghandy, Tata Iron and Steel Co. Ltd., Jamshedpur.
15. Dr. H. J. Bhabha, F.R.S., Director, Tata Institute of Fundamental Research, Bombay.
16. Dr. D. S. Kothari, Scientific Adviser to the Ministry of Defence, New Delhi.
17. Dr. C. V. Raman, F.R.S., N.L., Raman Research Institute, Bangalore.
18. Dr. D. N. Wadia, Geological Adviser, Department of Scientific Research, New Delhi.
19. Dr. J. N. Mukherjee, Director, Indian Agricultural Research Institute, New Delhi.

S. S. BHATNAGAR, Secy.

MINISTRY OF RAILWAYS

(Railway Board)

New Delhi, the 30th March 1950

No. 1030-TG.—In exercise of the powers conferred by sub-section (8) of section 47 of the Indian Railways Act, 1890 (IX of 1890) and by the Notification of the Government of India in the Department of Commerce and Industry No. 801 dated 24th March, 1905 and in partial modification of the Notification of the Government of India in the Railway Department No. 1078-T/I dated the 17th June, 1929 the Ministry of Railways (Railway Board) is pleased to sanction the adoption of the General Rules published with the Notification of the Government of India in the Railway Department No. 1078-T dated 9th March, 1929, by the Bukhtiarpur Bihar Light Railway Company and for the time being used for the public carriage of passengers, animals or goods.

New Delhi, the 31st March 1950

No. F(X)II-49/TX-21/8.—In pursuance of sub-section (1) of section 3 of the Railways (Local Authorities' Taxation) Act, 1941 (XXV of 1941), the Central Government is pleased to declare that the Administration of the Madras and Southern Mahratta Railway shall be liable to pay, in aid of the local authority set out in column I of schedule annexed hereto, the taxes specified in column II thereof.

SCHEDULE

Local Authority I	Tax II
Amber Municipality	General Property tax, Lighting tax and Education tax.

Explanation.—“In this schedule (i) General property tax means so much of the property tax levied under clause (a) of sub-section (1) of section 81 of the Madras District Municipalities Act, 1920 (Madras Act V of 1920), as comprises a tax for general purposes (ii) Education tax is the tax levied as a surcharge on property tax in accordance with section 34 of the Madras Elementary Education Act, 1920 (Madras Act VIII of 1920).

S. S. RAMASUBBAN, Secy.

MINISTRY OF TRANSPORT

PORTS

New Delhi, the 4th April 1950

No. 14-P(35)/50-I.—The following draft of certain rules for the regulation and management of the Port of Kandla, which it is proposed to make in exercise of the powers conferred by sub-section (1) of section 6 of the Indian Ports Act, 1908 (XV of 1908), is published, as required by sub-section (2) of the said section, for the information of all persons likely to be affected thereby and notice is hereby given that the draft will be taken into consideration on or after the 9th May, 1950.

Any objection or suggestion which may be received from any person with respect to the said draft before the date specified will be considered by the Central Government.

*Draft Rules***PORT OF KANDLA****RULES FOR THE REGULATION AND MANAGEMENT OF THE PORT****I.—PRELIMINARY**

1. *Short title.*—(1) These rules may be called the Port of Kandla (Regulation and Management) Rules, 1950.

(2) They shall apply within the port limits only.

2. *Definition.*—In these rules, unless there is anything repugnant in the subject or context.

(a) ‘Port authority’ means the Officer appointed from time to time by the Government of India to hold charge of the Port Administration.

(b) ‘Deputy Conservator’ means the officer acting under the authority of the Conservator of the Port.

(c) ‘Asst. Traffic Manager’ means the Officer appointed by the Government of India to hold charge, under the supervision of Deputy Conservator, of the Traffic Department.

(d) ‘Asst. Deputy Conservator’ means the Officer appointed by the Government of India to hold charge, under the supervision of Deputy Conservator of the berthing, Piloting and mooring of all vessels within the limits of the port.

(e) ‘Port’ means the Port of Kandla as defined in Government of India, Ministry of Transport Notification, No. 19-P(82)/48-I dated 31-1-50.

(f) ‘Premises’ include all properties of the Port used in connection with the handling, accommodation and storage of goods.

(g) ‘Goods’ includes wares and merchandise of every description, including live stock.

(h) ‘Vehicle’ includes any wheeled contrivance, propelled mechanically or otherwise and used for the conveyance by road of human beings and/or goods or property.

(i) ‘Master’ in relation to any vessel means any person (except a pilot or harbour master) having, for the time being, the command or charge of such vessel.

(j) ‘Owner’ when used in relation to goods, includes any consignor, consignee, shipper or agent for the sale or custody thereof, and when used in relation to any vessel, includes any part owner, charterer, consignee, or mortgagee or agent in charge thereof.

(k) ‘Fuel Oil’ means petroleum oil having a flash point of not less than 150° Fahrenheit and ordinarily used as fuel in engines or furnaces.

- (l) "Petroleum" means any liquid hydrocarbon or mixture of hydrocarbons and any inflammable mixture (liquid, viscous or solid) containing any liquid hydrocarbon, but it does not include any oil ordinarily used for lubricating purposes and having its flash point at or above two hundred degree Fahrenheit's.
- (m) "Petroleum in bulk" means petroleum in quantities exceeding 500 gallons contained in any one receptacle.
- (n) "Bulk Oil Vessel" means a vessel licensed to carry petroleum in bulk as cargo.
- (o) "Dangerous petroleum" means petroleum having its flashing point below seventy six degrees of Fahrenheit's.
- (p) "General Guarantee" means a guarantee in the form printed as appendix "B".

3. *Other laws not affected.*—Nothing contained in these rules shall be so construed as to affect the due operation of any enactment for the time being in force or any rules made thereunder.

II. REGULATIONS FOR ENTRY AND EXIT OF VESSEL INTO OR FROM PORT

4. *Application for a berth.*—Written application, in respect of every vessel requiring berthing accommodation at the wharf shall be made to the Deputy Conservator by the Master or owner or Agent of the vessel stating the vessel's name, the expected date of arrival, the cargo carried or whether in ballast and with full particulars of the vessels dimensions, draught, tonnage, and special features of equipment or construction.

5. *Allotment of berth.*—A vessel shall have no claim to a berth in the Port until a berth has been specially allotted by the Deputy Conservator in writing. Allotment of any berth in the Port shall be provisional until a vessel is actually ready to enter the Port and her suitability for and right to such berth is established to the satisfaction of the Deputy Conservator.

6. *Preference to Import vessel.*—Vessels bringing imports shall be given preference over vessels visiting the port or waiting in the port for the purpose of loading export cargo.

7. *Slow discharge of loading.*—The Deputy Conservator may, at his discretion, direct any sea-going vessel to vacate her wharf or jetty when the rate of discharge or loading is in his opinion below the average rate of loading or discharge for similar cargoes or when the general interests of shipping and the maximum utilization of Port facilities demand such vacation.

8. *Movement of vessel by authorised Official.*—No sea-going vessel shall move into or out of; or within the port or to or from a jetty berth, unless she is in charge of a duly authorised Officer of the Port.

9. *Master to be in command of vessels.*—A vessel shall not be permitted to enter or leave the port or to be moved from one berth to another in the port unless the Master of such vessel or the Chief Officer holding a Master's certificate is on board and in actual command. Under exceptional circumstances, such as the death or serious illness of the Master, special arrangements shall be made by the Assistant Deputy Conservator.

10. *Orders etc. of the Assistant Deputy Conservator to be carried out.*—Masters and Owners of vessels shall obey all directions of the Assistant Deputy Conservator in relation to the rotation and manner of approaching the Port Entrances and of coming into or going out of the Port.

11. *Vessels to be under steam or assisted by tugs.*—A vessel shall not be permitted to navigate the Port channel or port unless propelled by her main engines or assisted when necessary by an efficient steam tug or tugs. In the event of insufficient steam power being provided by the Master or Owner, or whenever the Assistant Deputy Conservator deems it desirable, he may employ the port Tug or Tugs for duties in connection with any vessel navigating the port channel or the port and the Master or the Owner of such vessel shall pay the prescribed charges for the use of the tug or tugs.

12. *Application for leaving the Port.*—A written application shall be made to the Deputy Conservator by the

Master or Owner or Agent of any vessel intending to leave the Port. Such application shall state the name of the vessels and its draught and shall be made at least six hours before the Pilot is required.

III REGULATIONS FOR VESSELS WITHIN DOCK

13. *Master to place his vessel into her berth.*—The berth to be occupied by a vessel entering the Port shall be pointed out by the Assistant Deputy Conservator and the Master or the Owner shall place such vessel alongside such berth on his own responsibility. A Pilot will normally be put on board all vessels to assist the Master or the Owner in moving the vessel but his presence on board shall under no circumstances, place any responsibility on the Pilot of the Port.

14. *Responsibility of Master.*—While a sea-going vessel is in the port, the Master shall arrange for the constant presence of a responsible Officer on board to ensure the observance of all rules and the discharge of all duties connected with the vessel or her cargo and to take every precaution against accident to life or limb or damage to property, and in particular,

- To make his vessel securely fast to the bollards and other appliances provided for the purpose.
- To keep the vessel so loaded and/or ballasted that she can be safely removed in the event of fire or other emergency.
- To secure the hatch beams when in use and all hatches when not in use.
- To provide proper light in those parts of the vessel where work is going on or where, owing to insufficient light injury to persons or damage to property might result.
- To fix and keep securely fixed the gangway supplied by the Port during the whole time the vessel remains alongside the quay berth.
- To hang between sunset and sunrise at least one lantern at each end of the gangway.

Masters and Owners of vessels shall be held responsible for all accidents which may for any reason whatsoever result from failures to adopt any of the foregoing precautions.

15. *Vessels to be in charge of competent persons.*—During such time as a vessel remains in Port the Master or the Owner or other responsible officer shall always be on board with sufficient crew to superintend and direct the carrying out of all duties in connection with the vessel or the loading or unloading of her cargo.

16. *Watchman to be kept on deck.*—While in the Port a vessel shall always maintain a quartermaster or watchman on duty on deck who shall be stationed in charge of the vessel's shore gangway, and who shall attend:—

- To the mooring ropes and lines of the vessel, and shall cause their adjustment from time to time as necessary on the rise or fall of the water.
- To the prevention of unauthorised person boarding the vessels.

In default, the Master or Owner of the Vessel shall be liable and responsible for any resultant damage.

17. *Vessel's propeller not to be worked.*—While a vessel is berthed or moored in the port her propeller shall not be moved either by power or hand without the previous written permission of the Assistant Deputy Conservator and subject to such conditions as he may direct. Master and Owners will be responsible for any damage that may result from the moving of the propeller by power or hand notwithstanding the fact that permission required by this regulation has been obtained.

18. *Repairing vessels.*—Repairs to or work on any vessel in Port shall be carried out in such manner that no chippings, scalings, pieces of wood or iron or like loose substances or materials shall be allowed to fall into the Harbour, and a canvas shute or staging, shall in every instance be erected in order to effectively prevent any such loose materials as aforesaid from so falling. The Assistant Traffic Manager or the Assistant Deputy Conservator, may, prohibit chipping or repairs causing excessive noise between such hours of darkness as he may deem necessary.

19 *Goods etc. not to be allowed to fall into port*—No cargo, goods, ballast or other substance shall be thrown or allowed to fall into the water, from vessels alongside the wharves or elsewhere in the Harbour and the Master of the vessel shall, in the event of such offence, forthwith notify the same, in writing to the Assistant Traffic Manager and to the Assistant Deputy Conservator. At the discretion of the Deputy Conservator, such cargo, goods, ballast or other substance may be recovered or removed at the expense of the Master of vessel.

20 *Ashes, rubbish etc. not to be allowed to fall into port*—No person shall throw from any vessel, nor shall the master of any vessel permit to be thrown from such vessel into the Harbour, any ashes, clinker, sweepings or other rubbish. Nor shall any person discharge from any vessel nor the master of any vessel, permit to be discharged from such vessel, any such thing into any boat or other vessel except through a canvas or other properly constructed chute to the satisfaction of the Assistant Deputy Conservator.

21 *Ashes, rubbish etc., not to be deposited on quays, etc. without permission*—No person shall, without the written authority of the Assistant Traffic Manager, deposit upon any quay or pier, in a shed or in any part of the port, any ashes, ballast, baskets, bottles, cinders, dirt, dung, dust, refuse, rubbish, shavings, stones or other like loose material or substance. The aforesaid materials shall be landed on the quay in such place as may be indicated by the Assistant Traffic Manager whence it shall be removed to a place specially provided for the purpose by the Port at the expense of the Master or Owner of the vessel.

22 *Use of inflammable materials on board vessel*—Pitch, resin, tallow or other inflammable materials shall not, on any account, be melted on board any vessel in the Port or on the quays, except in such manner, and in such places, as shall be appointed by the Assistant Traffic Manager or Assistant Deputy Conservator nor shall any pitch, tar, oil, flax, okum, straw, shavings or other inflammable or combustible article be allowed to remain on the deck of any vessel, or on the quays, wharves or open areas in the port, other than those prescribed for the purpose.

23 *Bilge, water etc. not to be pumped into port*—No person shall pump or throw bilge or water of any description upon or against any wharf, or any filth, rubbish or refuse of any kind into the Harbour.

24 *Exhaust etc. pipes*—Exhaust steam or water from winches or other machines or engines on board vessels in Port shall be led down the side of the vessel to below the coping of the wharf by a hose or other effective appliance.

25 *Fenders*—Fenders that will not float shall not be used over the side of any vessel. Floating fenders are provided by the Port to keep off the quay wall. These fenders are not to be lifted or removed by Masters of vessels or their stevedores.

26 *Masters etc., of vessels responsible for damage*—Masters and owners of vessels shall be held liable for any damage whatever that shall have been caused by their vessels or servants to any of the work or property of the Port, and the port reserves the right to detain their vessels in the Port until security has been given for the amount of damage caused.

27 *Vessel etc. in port at risk of master*—All vessels within the Port lie at the risk of their masters or owners who shall be held responsible for any loss or damage that may arise in consequence of their faulty navigation or by reason of their breaking adrift from their anchors or moorings.

28 *Master's responsibility for acts of crew etc.*—Masters and owners of vessels shall be held liable and responsible for the acts of the crew and of any person or persons employed about or on board their vessels.

29 *Port accepts no responsibility for delay etc.*—The Port accepts no liability or responsibility in respect of any detention of or delay to vessels, entering remaining in or going out of the Port or in the progress of vessels to or from the Port or for the detention or delay in the discharge of cargoes from vessels or for delay in loading of goods, for stoppage in the delivery of goods for any reason whatsoever.

30 *Notice regarding outbreak of fires on vessels to be given by masters etc.*—In the event of any fire occurring on board a vessel in the port the master or the owner or the agent shall give immediate notice thereof to the Deputy Conservator. Such notice shall be given in writing in the case of every fire whether the fire occurs in cargo or in bunkers and shall give details of measures which are taken, or are being taken, to control and extinguish it.

31 *Use and disposal of equipment*—No stage, plank or other article provided by the port for the loading and or discharging of sea going vessels shall be used without an order from the Assistant Traffic Manager. All stages, plants and other articles provided by the port shall, when loading or discharging is completed, be replaced on the quay or jetty by the vessel using them, alongside it. All stages, planks and other articles not provided by the port shall when loading or discharging is completed, be removed by the vessel from the Port within 24 hours of the time of completion of that work.

IV REGULATIONS IN RESPECT OF QUAYS AND SHEDS OR THE LOADING AND UNLOADING OF VESSELS AND OF THE RECEIPT, DELIVERY AND SHIPMENT OF GOODS

32 *Permission to work vessel*—Except with the permission of the Deputy Conservator no goods shall be landed from or shipped in, any vessel within the port.

33 *Work in port under Asstt Traffic Manager*—The loading and unloading vessels in the Port shall be subject to the control of the Assistant Traffic Manager.

35 *Breaking bulk*—In the case of vessels bringing import cargo, the master or agent shall deposit a true copy of the General Manifest with the Assistant Traffic Manager before breaking bulk, and the master or tidal, or agent or owner shall immediately notify any or all subsequent amendments to the Assistant Traffic Manager.

36 *Supply of labour by agent for working goods in port*—The agent of the vessel shall provide the necessary labour for handling import or export goods and goods for transhipment in the port.

37 *Issue of licenses to stevedore*—The Port Authorities shall, from year to year, issue licenses to approved firms or individuals for performing the work of stevedoring vessels in the Port and for handling cargo on the shore. The Port Authority shall be competent to revoke a license without assigning any reasons. No stevedore or landing contractor shall be allowed to work on board any vessel in the Port or on shore unless he holds a license for the purpose. Such license shall only be issued when the Port Authorities are only satisfied by inspection that the firms or individuals applying for license have sufficient and proper gear and appliances.

38 *Discharging or loading of a vessel to be under the supervision of the master or stevedore*—Cargo shall not be discharged from or shipped into any vessel in the port except under the direct supervision of the master or owner of the vessel or of a stevedore licensed by the Port Authority to perform such work in port. Such master or owner or stevedore shall be personally responsible or liable for any loss or damage arising from the careless or improper slinging of goods and shall in every instance observe the following precautions:

- (i) That sling is laid down flat without turn or kinks before any goods are loaded therein.
- (ii) That after the sling has been made up and with the first strain on heaving up, the running loop is well beaten home with a wooden bar in order that the grip may be made secure.

39 *Supply of gear*—The vessel shall supply suitable gear of good quality and sufficient capacity to allow a reasonable margin of safety when dealing with the cargo for which it is used. The Assistant Traffic Manager or any person working under him may prohibit the use of any gear which in his opinion is in any way defective or unsuitable for the cargo for which it is to be used.

40 *Receiving, sorting and stacking of import cargo*—The Assistant Traffic Manager shall allot an area to the Steamer Agents for the stacking of the import cargo and

it shall be the responsibility of the agent of the vessel to receive charge of import goods landed from the vessel and undertake their proper stacking and shall hold such goods for delivery to the proper owner.

41. *Removal of the goods from pier.*—Removal of goods unloaded from a vessel in the Port shall be made immediately after their landing to the stacking area. Under no circumstances shall goods be permitted to remain on the Jetty and shall be removed by the agent of the vessel within 12 hours from the time of completion of discharge of the vessel.

42. *Delivery of goods.*—To obtain delivery of goods person taking delivery shall—

(a) Present to the Assistant Traffic Manager's Office the Import Wharfage Entry Form (Appendix A-1) in triplicate, duly filled in, for assessment and payment of wharfage and other charges together with the completed Customs Bill of Entry.

(b) Hand over to the agents of vessel the original copy of the port wharfage entry duly receipted.

Agents of the vessels on being satisfied that all port dues have been paid and on being furnished with an acknowledgment for the goods, shall grant delivery of the goods to the consignee or his agent.

42A. *Custody of goods and responsibility thereof.*—The goods although lying in the premises provided by the Port remain at the risk and responsibility of the steamer agents in the case of ships and the clearing agents in the case of goods landed from country crafts.

43. *Receiving and stacking of the export goods.*—No cargo shall be brought for shipment and stacked on the premises of the port without previous permission of the Assistant Traffic Manager. Such permission shall only be granted on the definite understanding that the cargo shall lie within the premises of the port at the risk and responsibility of the owner.

44. Shippers must present to the Assistant Traffic Manager's Office the port Export challan (Appendix A-2) or transshipment challan (Appendix A-3) in triplicate for assessment and payment of wharfage and other charges together with the completed Customs Export Shipping Bill.

45. Goods brought for shipment must be stacked in a place set aside for such goods and shall be stacked in accordance with the direction of the Assistant Traffic Manager.

46. *Shipment of goods.*—Goods for shipment shall not be permitted to be loaded on board any vessel in the Port by the master of the vessel or tindals of the country craft until he is satisfied that all the port dues have been paid.

47. The master of a vessel or the tindal of a country craft shall hand over a copy of the export manifest to the Assistant Traffic Manager immediately on completion of loading of the craft.

48. *Clearance Certificates.*—No Port Clearance shall be granted to any vessel until her owner or master or some other person has paid or secured to the Port Authority the amount of all port dues, fees and other charges, and all fines, penalties and expenses for which her owner or master is liable.

MISCELLANEOUS

49. *Quays etc. and Port area.*—The quays, sheds and the land within the port area shall be under the charge of the Assistant Traffic Manager who shall be responsible for their management.

50. All operations connected with the landing or shipment of goods and with their storage in the sheds or open shall be under the direct control of the Assistant Traffic Manager. He shall have full control of goods lying within the port area and shall exclude improper characters, idlers and person having no specific business occupation within Port limits and shall take whatever steps he may deem desirable for the proper maintenance of order within the port area.

51. Working hours in the port shall be as follows:—

(a) Day: 8 A.M. to 12 NOON; 1 P.M. to 5 P.M.,

(b) Night: 7 P.M. to 3 A.M.

Clearance of import cargo shall be permitted only between the hours of 9 A.M. to 4-0 P.M. except on special occasions permitted by the Assistant Traffic Manager.

Holidays.—The sanctioned holidays recognised by the port shall be Sunday, and any special occasions sanctioned by the Port Authority from time to time.

52. *Work during recess hours.*—During the recess hours work shall only be permitted on application to and at the discretion of the Assistant Traffic Manager on payment of fees prescribed in the schedule of charges. Provided always that in cases where permission has been granted to continue working during the interval between day and night work and *vice versa*, night work shall be considered to have commenced at the expiration of day work and to have terminated on the commencement of the next day's work.

53. *Night and holiday work.*—Application to work at night, or on Sundays, or on holidays shall be made to the Assistant Traffic Manager, who shall on production of the necessary permission from the Customs Department, make necessary arrangements for the proper conduct of business, subject to payment at such rate as may, from time to time be prescribed in the schedule of charges. Applications for work on Sundays or closed holidays shall be made by 12 NOON on the day previous to the Sunday or the closed holiday. Application for nightwork shall be accepted only up to 1 P.M.

54. *Refund of charges.*—No claim for refund of any toll, due, rent, or charges shall be entertained unless the same is preferred in writing within six months from the date when such toll, due, rent, rate or charges were paid, unless it arises from an error on the part of an employee of the port.

55. *Issue of licences to carpenters.*—No person shall work as a carpenter on the port premises or shall take carpenter's tools or other instruments and appliances used for opening and repairing cases, without a license granted to him by the Assistant Traffic Manager.

56. *Issue of licences to hawkers.*—No person shall take on to the premises of port or on board any vessel any goods with the object of selling the same without a license from the Assistant Traffic Manager. The Assistant Traffic Manager may issue licenses to approved persons, which shall be renewable every year, provided such persons shall have first obtained the approval in writing, from the Collector of Customs, provided that the possession of such a license shall not entitle the holder to go on board a vessel without the permission of the master, owner or agent of the vessel.

57. *Porters' licences.*—Passengers' baggage shall be allowed to be landed at or shipped from the wharves by passengers personally or by porters licensed by the Assistant Traffic Manager for the purpose.

58. Licensed porters shall wear a badge on their right arm showing the number of their licenses and shall not charge more than 3 annas per package to and from vessels.

59. The licensed porters shall carry their licenses on their persons and shall produce the same for inspection whenever called upon to do so. Licenses shall be renewable yearly and may be withdrawn at anytime by the Assistant Traffic Manager at his discretion. In the event of any withdrawal of license by the Assistant Traffic Manager no compensation of any kind or refund of any fee levied for the purpose shall be payable.

60. *Speed of vehicles.*—All vehicles moving within the port shall do so at a speed not exceeding 5 miles per hour.

61. *Smoking etc.*—Smoking and the use of any unprotected fire, or light in any shed or warehouse or wharves or jetties is strictly prohibited.

62. *Obstructing Port Officers on duty.*—No person shall molest, assault resist, hinder, obstruct, impede or interrupt or offer or attempt to molest, assault, resist, hinder, obstruct, impede or interrupt any employee of the port in the execution of his duty or disobey his lawful order or use abusive or offensive language or aid or incite anyone to do so.

- (h) 'steam vessel' means every description of vessel propelled wholly or in part by the agency of steam or other mechanical means.
- (i) 'ferry steamer' means every description of inland steam vessel which regularly plies on a fixed route within or partly within and partly without the port
- (j) 'small craft' means every description of vessel not being a sea going vessel or an inland steam vessel, which is used for the conveyance by water of human beings or of property.
- (k) 'boat' means every kind of small craft not mechanically propelled.
- (l) 'flat' means a decked-in boat which can ply only in tow.
- (m) 'cargo boat' means any boat which ordinarily carries all kinds of moveable or personal property including animals.
- (n) 'passenger boat' means any boat which ordinarily carries other persons in addition to the crew.

3. Nothing contained in these rules shall be so construed as to affect the due operation of any enactment for the time being in force or any rules made thereunder

4. For the purpose of these rules, the following are declared to be the limits of the Port of Kandla under section 4 of the Indian Ports Act, 1908.

On the West—By a line South South Westward from the village of Shinaya to the point where the meridian of 70° 00' East Long. cuts the coast line and thence 180° along the meridian to Latitude 22° 46' 5" North

On the South—By a line drawn at 63° from the position Lat. 22° 46' 5" North Long. 70° 00' East to a Beacon in Lat. 22° 56' North, Long 70° 19' 3" East thence along the south coast of Sathsaida Bet to the centre of Hansthal Creek.

On the East—By a line drawn from the centre of Hansthal Creek to the centre of Chha Creek until longitude 70° 38' East and thence north along the meridian of latitude 23° 12' 5" North.

On the North—By the parallel of Latitude of 23° 12' 5" North to Longitude 70° 18' East thence southwestward to the meeting of the Gandhidham Township Boundary and the Churwa River, along the southern limit of the township boundary to a point North East from Shinaya and thence to the village of Shinaya

5. *Vessels entering or leaving or being moored in Port*.—Pilots shall take vessels to sea from berth to sea and vice versa.

6. When a vessel is in pilotage charge no ladder either accommodation or pilot should be lowered except with the permission of the pilot.

7. All vessels shall keep clear of vessels about to enter or leave the port

All vessels leaving port shall keep clear of vessels entering the port unless hampered by draft when the ordinary practice of seamen is adopted

Vessels under way shall have both bow and stern anchors and cables clear and ready for use if required

8. *Berths, Station or Anchorage in Port*—All vessels within the port shall be bound to take up such berths as may be appointed for them by the Dy. Conservator and shall change their berths when required by that authority.

9. *Removal and placing of anchors etc.*—Anchors shall not be allowed to remain cockbilled and square spars shall not be allowed to hang alongside or astern of vessels

10. *Vessels taking in particular cargo*.—Vessels taking in or discharging ballast, or any kind of cargo within the Port, shall be bound to take up such berth as the Dy. Conservator may direct

11. Vessels when not working cargo at night shall have all open hatchways protected by stout netting.

12. *Keeping Free passages*—Free passages shall be kept to all piers, jetties, landing places wharves, quays, mooring and other works, and all vessels and boats shall be bound to move, when required to clear such passages

13. A clear space, at least 80 yards in width, shall be preserved in front of all landing places.

14. Boats, whether ship's boats or boats plying for hire shall not lie alongside any of the pier or landing places longer than is actually necessary to embark or land passengers and their baggage etc. but will anchor or lie off at a distance of at least 80 yards from such pier or landing place, in order that the approaches thereto may not be obstructed.

15. Rafts of timber made fast to vessels shall not be allowed to extend more than one hundred feet from the stern, or more than fifty feet from the sides of such vessels.

16. Vessels and boats approaching or passing dredgers and hopper barges exhibiting the 'not under control' signal shall give such dredgers and hopper barges a wide berth and shall avoid all interference with their operations

17. Every ocean-going vessel or tug towing an ocean-going vessel when passing through the Harbour channel shall sound the steam whistle at short intervals as a warning to other vessels to get out of the way and a vessel at anchor in the stream shall do likewise when getting under way, and it shall be the duty of all such other vessels to see that a free passage is preserved through the harbour channel for every such ocean going vessel or tug towing an ocean going vessel

18. *Regulation of anchoring, mooring, etc.*—All vessels within the Port shall moor and unmoor or anchor in accordance with the orders of the Dy. Conservator

19. Vessels, when moored in port, shall have not less than 60 fathoms on each cable and shall keep a clear Hawse.

20. Vessels when moored with two anchors shall have both cables ready to be reeled immediately if required.

21. Vessels at single anchor shall have a second anchor ready to let go and while laid up in the stream shall sight their anchor every three weeks.

22. *Regulation of Moving and Warping*—All vessels within the port shall be moved or warped from place to place as required and by such means or appliances as may be ordered by the Dy. Conservator.

23. A vessel shall not cast off any warp made fast to her in order to assist the mooring of another vessel without permission from the pilot in charge of such other vessel.

24. Masters of vessel, entering or leaving the Port, shall be responsible for the maintenance of sufficient pressure of steam to work their engines at full speed, ahead or astern as may be required until such times as their vessels are berthed in Port or are clear of the Port channels

25. *Regulation of the use of mooring, buoys etc.*—No vessel belonging to private owners shall moor at a buoy or take up any of the anchorage without the previous permission of the Dy. Conservator.

26. *Regulation of cargo, passengers and other boats etc.*—Cargo boats, laden or empty, in more than 2 tiers of two in each tier shall not be permitted to hang astern of any vessel without the permission of the Dy. Conservator

27. The master or other person in charge of any vessel, at anchor or moored in the port shall not allow more than 10 cargo or other boats to be made fast to such vessels

28. When two boats, one propelled by sails and the other by oars, are proceeding on a course which, if continued, will involve risk of collision, the boat propelled by oars shall keep out of the way of the other, but the boat under sail shall use every precaution to avoid accident and, if necessary, shall alter her course.

29. Tugs when not towing, launches and all boats propelled by steam or other mechanical power shall keep out of the way of all boats not so propelled.

30. Tugs, launches and all vessels, however propelled shall carry the regulation lights.

31. Tugs, launches and all vessels, propelled by steam or other mechanical means shall be steered from forward of the centre of the vessel, except small motor launches or steam cutters which may be steered from aft. In all

cases the helmsman shall be so placed that he may command a clear lookout ahead

32. Regulation of the use of fires and lights.

Fire shall not be allowed on board any boat lying within 50 yards of the wharves or jetties.

33. Pitch may be heated in the boats alongside or astern of vessels in port, it must under no circumstances be heated on board such vessels.

34. Unprotected lights shall not be allowed in the hold or orlop of vessels, in port loading cotton.

35. Spirits, oils, paints, spirits of turpentine and all inflammable substances shall be stored on board vessels in port in a place of security.

Enforcement and Regulations of the use of signals

36. All vessels of whatever rig or denomination when underway or at anchor in port shall exhibit the lights required by the regulations.

37. Whistles or sirens shall not be sounded on board any tug, launch or other vessel within 200 yards of any quay, pier or landing place in port except for the purpose of giving warning of proximity or approach to any other vessel.

38. Dredgers at work laying out chains or not under control and hopper barges, similarly employed in attendance on such dredgers and not under control shall carry the regulation signals day and night.

39. A steam or other vessel when employed in towing a target, shall by day show from her mast head a square red flag and from one of her yard arms, two red globes of spherical shapes abreast of each other, the shapes being each at least four feet in diameter. Such vessels when similarly employed shall by night show a red light in place of the flag at her mast head and two red lights in place of globes or shapes at either yard arm in addition to her usual mast head and side lights. All vessels shall give such vessels a wide berth and avoid passing under her stern or between her and the target.

40. Whenever a fire occurs on board any vessel within the limits of the port or whenever any vessel within such limits is in distress, or requires assistance from other vessels or from the shore, the signals as required in the international code of signals shall be hoisted. Over heating or smouldering of coal or other cargo in holds or bunkers is to be immediately reported by letter or in person to the Deputy Conservator, and no vessel in this condition may be taken into port without the permission of that officer.

41. The signals as prescribed in the international code of signals are to be used in the port and such signals as may be required and necessary shall be hoisted, displayed and observed, as the case may be, by the master of the vessel entering or leaving the port whilst in pilotage charge. The master shall hoist or display in such position as the pilot in charge shall direct.

42. Regulation of number of crew.—All vessels afloat within the port shall have on board a sufficient number of crew to perform any duties which may become necessary for the safety of the vessel in regard to veering or heaving in cable, bracing up yards, striking mast and yards, etc. in case of emergency arising.

43. Regulation of the employment of persons engaged in cleaning vessels etc.—Master of vessels shall not send any person or persons into the bilges or other confined spaces on board their vessels until such necessary precautions as are laid down in the subjoined directions and extracts from the Admiralty Regulations shall have been taken:

DIRECTION

(a) Unless proper precautions are taken persons sent down to scrape the bilges of vessels may lose their lives through asphyxia from the inhalation of mephitic gas. The Masters of vessels are, therefore, directed to guard against accidents by pumping water in and out of the

bilges, opening the manhole doors (under proper precautions) so as to ventilate the bilges, and by such other means as may be necessary in each particular case, and they are to prevent person from entering the bilges until those precautions have been taken. The particular attention of Masters of vessels is drawn to the above direction, as well as to the advisability of telling off some competent person to see that no one enters the bilges until the bilge water has been pumped out and that tindals in charge of boys who are to work in the bilge properly carry out all orders given them in this respect. The pumping out of bilge-water will not be permitted in the Port.

EXTRACT FROM ADMIRALTY REGULATIONS

Men cleaning and coating double bottoms

(1229) The following precautions are to be observed while men are engaged in cleaning and coating the double bottoms of an iron ship:—

- (a) The air fan with hose is to be freely used for pumping in fresh air before the men are sent down and while they are at work.
- (b) A leading stoker is to be responsible under the Engineer in charge of the party that no man enters a compartment unless a light has been held in and left at the bottom of the compartment for at least five minutes, to ascertain the purity of the air.
- (c) Still greater caution is required when the compartment has only one exit.
- (d) Communication is always to be kept up between the men in the inner compartment and those who have access to the outer air end.
- (e) The men are to be warned that they should leave a compartment immediately the light begins to burn dimly; a candle is to be supplied to each party as a surer test than a lamp, since it might be thought that a lamp burnt dimly for want of trimming.

The same precautions are to be taken when examining Boilers and Bunkers.

J. K. ATAL, Dy. Secy.

MINISTRY OF WORKS, MINES AND POWER

New Delhi, the 27th March 1950

No. WMP(PD)-532(50).—In exercise of the powers conferred by section 3 of the Essential Supplies (Temporary Powers) Act, 1946, (XXIV of 1946), the Central Government is pleased to direct that the notification of the Government of India in the Ministry of Works, Mines and Power, No. WMP(PD)-532(50), dated the 30th June, 1948 shall be cancelled.

A. K. Sen, Under Secy.

New Delhi, the 30th March 1950

No. MII-155(89).—In exercise of the powers conferred by section 5 of the Mines and Minerals (Regulation and Development) Act, 1948 (LIII of 1948), the Central Government is pleased to direct that the following amendments shall be made in the Mineral Concession Rules, 1949, published with this Ministry's Notification No. MII-155(24)-2, dated the 18th October 1949, namely:—

In the said rule—

(1) In schedule I, after item No. 7, the following item shall be inserted—

“7A. Lead, Zinc, and Copper ores. To be fixed by the Central Government in each case.”

(2) In schedule IV for the words “and zircon” the words “zircon; lead, zinc, and copper ores” shall be substituted.

B. B. PAYMASTER, Dy. Secy.

MINISTRY OF LABOUR

New Delhi, the 29th March 1950.

No. LR-2(271).—Corrigendum.—On pages 238-242 of the *Gazette of India*, Part I, Section 1, dated the 18th February, 1950, containing the award of the All India Industrial Tribunal (Bank Disputes) in the matter of alleged victimisation, wrongful dismissal, etc., in respect of the banking companies in the Uttar Pradesh, the following corrections shall be made:—

1. On page 239, first column, in line 21, *delete* the comma between the words "K. B. Lall" and "Sexena" and *substitute* "Saxena" for "Sexena".

2. On page 240, first column, in line 46, *substitute* "Viswanath Upadhyaya" for "Viswanath Upathyaya".

3. On page 240, second column, in line 69, *delete* the comma between the words "reason" and "may".

4. On page 241, first column, in line 15, *delete* the comma between the figures "4692" and the word "dated" and in line 69 *substitute* "we" for "he" between the words "his duty" and "will be serving".

5. On page 242, first column, in line 69, *delete* the comma between the words "Head Cashier" and "and therefore".

New Delhi, the 31st March 1950

No. LR 2(268).—Corrigendum.—At pages 136-145 of the *Gazette of India*, Part I, Section I, dated the 28th January 1950, containing the award of the All India Industrial Tribunal (Bank Disputes) in the matter of alleged

victimisation, retrenchment, dismissals, etc., in respect of banking companies in West Bengal, published with this Ministry Notification No. LR 2(268)1, dated the 17th January 1950, the following corrections shall be made.—

(1) At page 137, first column, in line 4 of the award *delete* the full-stop after the figures and words "17th October 1949" and *add* the words and figures "and on the 5th December 1949".

(2) At page 141, first column, in the first paragraph dealing with the case of Adhir Ranjan De, in the second line for the figures "1943" *substitute* the figures "1946" and in the third line for the word "Cash" *substitute* the word "Current".

(3) At page 141, second column, in the third line for the word "Cash" *substitute* the word "Current".

No. LR 2(232).—Corrigendum.—At page 1514 of the *Gazette of India* Extraordinary, dated the 31st August, 1949, containing the *interim* award of the All India Industrial Tribunal (Bank Disputes) in the industrial dispute regarding *interim* relief, between certain banking companies and their employees in the Uttar Pradesh published with the Ministry of Labour Notification No. LR 2(212)/1, dated the 30th August 1949, the following correction shall be made:—

At page 1514 in paragraph 8, lines 4 and 5 from the bottom, *delete* the words "and minima" occurring between the words "the maxima" and "laid down".

N. C. KUPPUSWAMI, Under Secy.

